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DATE: July 17, 2008

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TO: Examiner Pedro Philogene, Group Art Unit 3733
COMPANY: U.S. Patent and Trademark Office

FAX NUMBER: 571-273-8300
PHONE NUMBER:

FROM: Douglas A. Collier

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RE: Response to Restriction Requirement for U.S. Patent Application No. 10/752,358 to Charles L. Branch

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number 10/792,358

Filing Date March 3, 2004

First Named Inventor Charles L. Branch et al.

Art Unit 3733

Examiner Name Pedro Phzogene

Attorney Docket Number MSDI-90/PC689.02

ENCLOSURES (Check all that apply)

☐ Fee Transmittal Form☐ Fee Attached☒ Amendment/Reply☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Reply to Missing Parts/
Incomplete Application☐ Reply to Missing Parts
under 37 CFR 1.52 or 1.53☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a
Provisional Application
Power of Attorney, Revocation
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s)☐ Landscape Table on CD☐ After Allowance Communication to TC☐ Appeal Communication to Board
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Douglas A. Collier

Printed name

Douglas A. Collier

Date

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Reg. No.

43,556

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application:)	Before the Examiner
)	Pedro Philogene
Charles L Branch, et al.)	
)	Group Art Unit:
Serial No. 10/792,358)	3733
)	
Filed: March 3, 2004)	Atty Docket No.:
)	MSDI-90/PC689.02
)	
INSTRUMENTS AND METHODS FOR)	
MINIMALLY INVASIVE TISSUE)	July 17, 2008
RETRACTION AND SURGERY)	

RESPONSE TO RESTRICTION REQUIREMENT

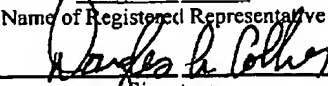
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Sir:

In response to the Restriction Requirement mailed June 19, 2008, please consider the following. No fees or extensions or time are believed due for consideration of the enclosed. However, please provide any extensions of time which may be necessary and charge any fees due to Deposit Account 12-2424, but not including the payment of issue fees.

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Response to Restriction Requirement
Ser. No. 10/792,358
Atty Docket No. MSDI-90/PC689.02
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